# Case 10-19941-jkf Doc 84 Filed 10/23/16 Entered 10/24/16 01:04:26 Desc Imaged

Certificate of Notice Page 1 of 3 Eastern District of Pennsylvania

In re: Philip G. McIlhenny Anita J. McIlhenny Debtors

Case No. 10-19941-jkf Chapter 13

### CERTIFICATE OF NOTICE

District/off: 0313-2 User: admin Page 1 of 1 Date Rcvd: Oct 21, 2016 Form ID: 3180W Total Noticed: 7

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 23, 2016.

db/idb Philip G. McIlhenny, 1931 West Point Pike, West Point, PA 19486 Anita J. McIlhenny,

Elma NY 14059-9392 13544755 +Seneca Mortgage Servicing LLC, 611 Jamison Road,

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

E-mail/Text: bankruptcy@phila.gov Oct 22 2016 02:18:50 City of Philadelphia,

City of Philadelphia Law Dept., Tax Unit/Bankruptcy Dept, 1515 Arch Street 15th Floor,

Philadelphia, PA 19102-1595

E-mail/Text: RVSVCBICNOTICE1@state.pa.us Oct 22 2016 02:17:49 smg

Pennsylvania Department of Revenue, Bankruptcy Division, P.O. Box 280946,

Harrisburg, PA 17128-0946 +E-mail/Text: usapae.bankruptcynotices@usdoj.gov Oct 22 2016 02:18:22 U.S. Attorney Office, smg

c/o Virginia Powel, Esq., Room 1250, 6 +EDI: AFNIRECOVERY.COM Oct 22 2016 01:53:00 Room 1250, 615 Chestnut Street, Philadelphia, PA 19106-4404

12461673 Afni, Inc., PO BOX 3667, Bloomington, IL 61702-3667

12250849 +EDI: AISACG.COM Oct 22 2016 01:53:00 Onyx Acceptance Corp, c/o Ascension Capital Group,

P.O. Box 201347, Arlington, TX 76006-1347

12250849 +E-mail/PDF: acg.acg.ebn@americaninfosource.com Oct 22 2016 02:12:56

Onyx Acceptance Corp, c/o Ascension Capital Group, P.O. Box 201347,

Arlington, TX 76006-1347

TOTAL: 6

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 23, 2016 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 20, 2016 at the address(es) listed below:

ANDREW F GORNALL on behalf of Creditor Residential Mortgage Loan Trust

agornall@kmllawgroup.com, bkgroup@kmllawgroup.com ANDREW F GORNALL on behalf of Creditor Residential Mortgage Loan Trust et al...

agornall@kmllawgroup.com, bkgroup@kmllawgroup.com

DANIEL P. MUDRICK on behalf of Debtor Philip G. McIlhenny dpmudrick@verizon.net,

G30229@notify.cincompass.com

DANIEL P. MUDRICK on behalf of Joint Debtor Anita J. McIlhenny dpmudrick@verizon.net, G30229@notify.cincompass.com

JOSHUA ISAAC GOLDMAN on behalf of Creditor

bkgroup@kmllawgroup.com, bkgroup@kmllawgroup.com Residential Mortgage Loan Trust kebeck@weltman.com,

KERI P EBECK on behalf of Creditor

jbluemle@weltman.com on behalf of Creditor Wells Fargo Bank, NA kebeck@weltman.com,

KERI P EBECK jbluemle@weltman.com

ROBERT PETER SALTZMAN on behalf of Creditor Wells Fargo Bank, NA edpa@pbslaw.org,

edpa@pbslaw.org

United States Trustee USTPRegion03.PH.ECF@usdoj.gov

WILLIAM C. MILLER ecfemails@ph13trustee.com, philaecf@gmail.com

TOTAL: 10

Residential Mortgage Loan Trust et al...

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Information to	identify the case:	3
Debtor 1	Philip G. McIlhenny	Social Security number or ITIN xxx-xx-8337
	First Name Middle Name Last Name	EIN
Debtor 2 (Spouse, if filing)	Anita J. McIlhenny	Social Security number or ITIN xxx-xx-8490
	First Name Middle Name Last Name	EIN
United States Ban	kruptcy Court Eastern District of Pennsylvania	
Case number: 10–19941–jkf		

# **Order of Discharge**

12/15

IT IS ORDERED: A discharge under 11 U.S.C. § 1328(a) is granted to:

Philip G. McIlhenny Anita J. McIlhenny

10/20/16

By the court: Jean K. FitzSimon
United States Bankruptcy Judge

#### Explanation of Bankruptcy Discharge in a Chapter 13 Case

This order does not close or dismiss the case.

### Creditors cannot collect discharged debts

This order means that no one may make any attempt to collect a discharged debt from the debtors personally. For example, creditors cannot sue, garnish wages, assert a deficiency, or otherwise try to collect from the debtors personally on discharged debts. Creditors cannot contact the debtors by mail, phone, or otherwise in any attempt to collect the debt personally. Creditors who violate this order can be required to pay debtors damages and attorney's fees.

However, a creditor with a lien may enforce a claim against the debtors' property subject to that lien unless the lien was avoided or eliminated. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

This order does not prevent debtors from paying any debt voluntarily. 11 U.S.C. § 524(f).

### Most debts are discharged

Most debts are covered by the discharge, but not all. Generally, a discharge removes the debtors' personal liability for debts provided for by the chapter 13 plan.

In a case involving community property: Special rules protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.

### Some debts are not discharged

Examples of debts that are not discharged are:

- debts that are domestic support obligations;
- debts for most student loans;
- debts for certain types of taxes specified in 11 U.S.C. §§ 507(a)(8)( C), 523(a)(1)(B), or 523(a)(1)(C) to the extent not paid in full under the plan;

For more information, see page 2

- debts that the bankruptcy court has decided or will decide are not discharged in this bankruptcy case;
- debts for most fines, penalties, forfeitures, or criminal restitution obligations;
- some debts which the debtors did not properly list;
- debts provided for under 11 U.S.C. §
   1322(b)(5) and on which the last payment
   or other transfer is due after the date on
   which the final payment under the plan
   was due;
- debts for certain consumer purchases made after the bankruptcy case was filed if obtaining the trustee's prior approval of incurring the debt was practicable but was not obtained:

- debts for restitution, or damages, awarded in a civil action against the debtor as a result of malicious or willful injury by the debtor that caused personal injury to an individual or the death of an individual; and
- debts for death or personal injury caused by operating a vehicle while intoxicated.

In addition, this discharge does not stop creditors from collecting from anyone else who is also liable on the debt, such as an insurance company or a person who cosigned or guaranteed a loan.

This information is only a general summary of a chapter 13 discharge; some exceptions exist. Because the law is complicated, you should consult an attorney to determine the exact effect of the discharge in this case.

Form 3180W Chapter 13 Discharge page 2